

TITLE 6

ANIMALS

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CHAPTER 6.04

GENERAL PROVISIONS

SECTION:

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6.04.010: **DEFINITIONS:** The following words shall have the following meanings:

ANIMAL: Any non-human living creature, whether wild or domesticated.

ANIMAL AT LARGE: Any domesticated animal, whether or not licensed, not under restraint.

ANIMAL CONTROL OFFICER (ACO): Any individual vested with authority by the constituted officers of Lehi City to perform all duties pertaining to animal control in the city; assistant animal control officers are authorized to act under the direction of the animal control officer; and the animal control officer shall act under the direction of the Chief of Police.

ANIMAL SHELTER: Any facility operated by a humane society or government agency or its authorized agents for the purpose of impounding or caring for animals held under the authority of the ordinance codified herein or state law.

ANIMAL UNDER RESTRAINT:	Any animal under the control of its owner or custodian, except a dog shall not be considered under control of the owner or custodian unless on a leash or lead, confined within a vehicle, or within the real property limits of the owner or custodian.
AUCTION:	Any place or facility where animals are regularly bought, sold or traded, except for those facilities otherwise defined in the ordinance codified herein. Individual sales of animals by their owners shall not be considered auctions unless done in conjunction with two (2) or more owners.
BITE:	An actual puncture, tear or abrasion of the skin inflicted by the teeth of an animal.
CAT:	Any age feline of the domesticated types.
CIRCUS:	A commercial variety show featuring animal acts for public entertainment.
COMMERCIAL ANIMAL ESTABLISHMENT:	Any pet shop, grooming shop, auction, riding school or stable, zoological park, circus, performing animal exhibition or kennel.
CUSTODIAN:	A person having the charge, care, custody, or control of an animal that he does not own.
DISTRICT:	The North Utah Valley Animal Services Special Service District. The purpose of the District is to provide animal shelter services for the City and to other jurisdictions in northern Utah County.
DOG:	Any canis familiaris of the domesticated types.
DOMESTICATED ANIMALS:	Animals domesticated by man so as to live and breed in a tame condition, including but not limited to cats, dogs, fowl, horses, cattle, swine, sheep, and goats.
GROOMING SHOP:	A commercial establishment where animals are bathed, clipped, plucked or otherwise groomed.

GUARD DOGS OR SENTRY DOGS:	A dog used specifically to guard people or property.
HUMANE SOCIETY:	Any organization for the prevention of cruelty to animals incorporated under the laws of the state of Utah.
KENNEL:	A location where a business or person engages in boarding, breeding, buying, letting for hire, training for a fee, or selling dogs.
LEASH OR LEAD:	Any chain, rope or device used to restrain an animal.
PERFORMING ANIMAL EXHIBITION:	Any spectacle display, act or event other than a circus in which performing animals are used.
PET:	An animal kept for pleasure rather than utility, including, but not limited to birds, cats, dogs, ferrets, fish, hamsters, mice, and other animals associated with man's environment.
PET SHOP:	Any person, partnership or corporation, whether operated separately or in connection with another business enterprise, that buys, sells or boards any species of animal; with the exception of a licensed kennel.
QUARANTINE:	The isolation of an animal in a substantial enclosure so that the animal is not subject to contact with other animals or unauthorized persons.
RESTRAINT:	Securing any animal by way of a leash or lead, rope or chain.
RIDING SCHOOL OR STABLE:	Any place which has available for hire, boarding and/or riding instruction, any Horse, Pony, Donkey, Mule or Burro.
STRAY:	Any domesticated animal at large.
VETERINARY HOSPITAL:	Any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of diseases and injuries of animals.

- VICIOUS ANIMAL:** Any animal that is dangerously aggressive or has a propensity to attack or cause injury to any other animal or human being.
- WILD ANIMAL:** Any of the following, regardless of how domesticated they may be:
- (a) Alligators and Crocodiles.
 - (b) Bears (Ursidae).
 - (c) Cats (Felidae), except the commonly accepted Domesticated Cats.
 - (d) Coyotes, Foxes, and Wolves, including Hybrid Wolves.
 - (e) Porcupines (Erethizontidae).
 - (f) Primates (Hominidae).
 - (g) Raccoons (Procyonidae).
 - (h) Skunks.
 - (i) Venomous Snakes or Lizards.
 - (j) Venomous Fish and Piranhas.
 - (k) Weasels (Mustelidae), except the commonly accepted domesticated Ferrets.
 - (l) Deer, Elk, Moose, and Antelope.
- ZOOLOGICAL PARK:** Any facility, other than a pet shop or kennel that displays or exhibits one or more species of non-domesticated animals operated by a person, partnership, corporation or government agency.

6.04.020: GENERAL CARE AND MAINTENANCE OF ANIMALS:

It shall be the duty of any person to provide any animal in his charge or custody, as owner or otherwise, with adequate food, water, care and shelter.

6.04.030: CRUELTY TO ANIMALS:

- A. Except as authorized by law, it shall be unlawful for any person to willfully or maliciously kill, maim, disfigure, torture, beat, mutilate, burn or scald, overdrive or otherwise cruelly set upon any animal. Each such act shall constitute a separate violation.
- B. It shall be unlawful for any person to hobble livestock or other animals in such a way as to cause injury or damage to the animal.

- C. It shall be unlawful for any person to carry or confine any animal in or upon any vehicle in a cruel or inhumane manner, including but not limited to carrying or confining such animal without adequate ventilation or for an unusual length of time.
- D. It shall be unlawful for any owner or custodian of an animal to abandon such animal within the City.
- E. When it becomes necessary to destroy any domestic animal because of age, sickness, or other cause which renders the destruction of the animal necessary or desirable, it shall be the responsibility of the owner of such animal to humanely dispose of the animal.
- F. Except as provided herein, it shall be unlawful for any person by any means to make accessible to any animal, with intent to cause harm or death, any substance which has in any manner been treated or prepared with any harmful or poisonous substance. This provision shall not be interpreted so as to prohibit the use of poisonous substances for the control of vermin in furtherance of the public health when applied in such a manner as to reasonably prohibit access to other animals.
- G. Every operator of a motor vehicle or self-propelled vehicle within the City shall, immediately upon injuring, striking, maiming, or running down any animal, notify the Police Department furnishing requested facts relative to such injury.

6.04.040: ANIMALS RUNNING AT LARGE:

It shall be unlawful for any domesticated animal to be at large at any time within the corporate limits of the City. The owner or custodian of any domesticated animal which is at large shall be strictly liable for a violation of this section, regardless of the precautions taken to prevent the escape of the animal and regardless of lack of knowledge of the offense at the time it occurs.

6.04.050: ANIMALS TO BE IMPOUNDED:

The Police Department shall place all animals which they take into custody in the District Animal Shelter or a designated animal impound facility. The following animals may be taken into custody by the Investigating Officer and impounded without the filing of a complaint:

- A. Any vicious animal not properly confined as required by this Title.
- B. Any animal running at large.

- C. Any animal which is required by this Title to be licensed and is not licensed. Any animal not wearing a tag shall be presumed to be unlicensed for purposes of this section, except those dogs specifically exempted.
- D. Sick or injured animals whose owner cannot be located.
- E. Any abandoned animal.
- F. Animals which are not wearing a rabies vaccination tag in accordance with the requirements of this Title.
- G. Any animal to be held for quarantine.
- H. Any animal being kept or maintained contrary to the provisions of this Title.

6.04.060: **NUISANCE ANIMALS:**

- A. Any animal which does any of the following shall be deemed a nuisance animal:
 - 1. Is running at large.
 - 2. Causes damages to the property of anyone other than its owner or custodian.
 - 3. Causes unreasonable fouling of the air by odors.
 - 4. Defecates on any public street, sidewalk, park, or building, or on any private property without the consent of the owner of the property, unless the owner or custodian of the animal shall immediately remove any such defecation to his own property.
 - 5. Barks, whines, or howls or makes other disturbing noises in an excessive, continuous or untimely fashion.
 - 6. Attacks or molests a human being or other animals.
 - 7. Chases passers-by or passing vehicles.
 - 8. Trespasses on school grounds.

9. Is determined by the Lehi Police Department or Utah County Health Department to be a public nuisance by virtue of being offensive or dangerous to the public health, welfare or safety.
10. Any animals which, by virtue of the number maintained are determined by the Lehi Police Department to be offensive or dangerous to the public health, welfare or safety.
- B. It shall be unlawful for any person to have any animal determined to be a nuisance within the City.
- C. Whenever a complaint is made to the City that an animal constitutes a nuisance as defined above, the Lehi Police Department shall conduct an investigation of the alleged nuisance. If they find reasonable cause to believe that a nuisance exists, they shall notify the owner or custodian of the offending animal that the nuisance must be abated within two (2) days. The Investigating Officer shall specify the method of abatement. If the owner or custodian fails to abate the nuisance in a timely fashion, or if the Investigating Officer determines that a nuisance animal constitutes an immediate threat to the public health, safety or welfare, he may impound the animal pending a judicial determination of the status of the animal as a nuisance.

6.04.070: UNLAWFUL TO HARBOR STRAY ANIMALS:

- A. Whenever any animal shall be found which appears to be lost or strayed, it shall be the duty of the finder to notify the Police Department within twenty-four (24) hours. This notice shall include an accurate description of the animal and accurate information regarding the location of the harbored animal.
- B. It shall be unlawful for any person, except an animal welfare society incorporated under the laws of the State of Utah, to harbor or keep any lost or strayed animal unless that person shall immediately notify the Police Department as required herein.

6.04.080: ALLOWABLE NUMBER OF DOGS AND CATS:

Except as otherwise provided in this Title, no more than two (2) dogs, four (4) months of age or older and (3) three cats four (4) months of age or older shall be kept at any residence or commercial establishment at any time. This provision shall not apply to licensed kennels or grooming parlors.

6.04.090: LOSS OF PRIVILEGE TO MAINTAIN AN ANIMAL IN THE CITY:

If the owner or custodian of any animal is convicted of violations of this Title on three (3) or more different occasions during any twelve (12) month period, the City may issue an order denying the right of the owner or custodian to maintain an animal in the City for a period of one (1) year. Prior to final denial of such privilege, written notice shall be sent to the owner or custodian's last known address informing the owner or custodian of the City's intent to deny his privilege of maintaining an animal in the City. The owner or custodian may seek a hearing before the Police Chief to be informed of the alleged violations against him which have resulted in the loss of his privilege and shall be given an opportunity to refute the applicability of this section to his situation. If the Police Chief finds that grounds exist to deny the owner or custodian's privilege to maintain an animal within the City, he may order the owner or custodian to either remove his animal from the City or, in the event the owner or custodian fails to remove the animal from the City, to have the animal impounded. Any animal impounded under this section shall be dealt with in accordance with the provisions of this Title for impounded animals except that the person from whom the animal was taken shall not be allowed to redeem the animal under any circumstances.

6.04.100: VICIOUS ANIMALS:

- A. It shall be unlawful for any person to have any animal determined to be vicious within the City except for guard dogs.
- B. Whenever a complaint is made to the City that an animal is vicious, the Police Department shall conduct an investigation of the alleged incident. If the investigating officer finds reasonable cause to believe the animal involved is vicious, he may, pending a judicial determination of the animal's vicious nature, require the owner or custodian to either show sufficient ability to secure the animal so that it cannot come into contact with other persons or animals or remove the animal from the City. The investigating officer may instead, in his discretion, impound the animal pending a judicial determination of the animal's vicious nature.
- C. Guard dogs shall be kept in such a manner so that they cannot come into contact with other persons or animals whom are legally upon the premises where a guard dog is maintained.

6.04.110: SANITATION:

- A. It shall be unlawful for any person to allow an animal owned by or in the control of that person to defecate or urinate upon private property not owned or in control of that person.

- B. When any animal defecates on any street, sidewalk, or other public place, or on any private property without the consent of the owner thereof, it shall be unlawful for the owner or custodian of the animal to fail to clean up the defecation and properly dispose of it.

CHAPTER 6.08

ANIMAL CONTROL OFFICER

SECTION:

- 6.08.010: Animal Control Services
- 6.08.020: Powers of Animal Control Officers
- 6.08.030: Interference with Officers Prohibited

6.08.010: **ANIMAL CONTROL SERVICES:**

The Police Department shall be responsible for providing animal control services. The District shall be responsible for providing animal shelter services.

6.08.020: **POWERS OF ANIMAL CONTROL OFFICERS**

- A. The Police Department shall be vested with the power and authority to enforce this Title.
- B. Each law enforcement officer and animal control officer is hereby authorized and empowered to apprehend and impound any animal found in violation of this Title and to issue citations to persons in violation of this Title.
- C. In the enforcement of this Title, any law enforcement officer and animal control officer is authorized to enter onto the open premises of any person to take possession of any animal in violation of this Title.

6.08.030: **INTERFERENCE WITH OFFICERS PROHIBITED**

- A. It shall be unlawful for any person by use of force, threat of force or use of any weapon to knowingly and intentionally interfere with any law enforcement officer or animal control officer in the lawful discharge of his duties as herein prescribed.
- B. It is unlawful for any person to interfere with, or obstruct the law enforcement officer or animal control officer while engaging in capturing, securing or taking to the animal shelter any animals or animal to be

impounded, or who shall break open or in any manner directly or indirectly aid, counsel or advise the breaking open of any animal shelter, vehicle, or city owned or controlled trap used by the city for the collecting or conveying of any animals or animal to the animal shelter.

CHAPETER 6.12

DOGS

SECTION:

- 6.12.010: Dog Licensing
- 6.12.020: Female Dogs in Heat
- 6.12.030: Guard and Sentry Dogs
- 6.12.040: Kennel License
- 6.12.050: Places Prohibited to Dogs
- 6.12.060: Dogs Attacking Persons and Animals

6.12.010: **DOG LICENSING:**

- A. Every person owning, keeping or harboring any dog shall be required to obtain a dog license within seven (7) days of the date of ownership unless a dog is less than four (4) months of age. A license shall be required for a dog which is over four (4) months, within the corporate limits of the City. The owner shall pay, for the use of the City, an annual license fee of thirty dollars (\$30.00) for each male dog and thirty dollars (\$30.00) for each female dog. The license fee for a neutered/spayed male or female dog shall be ten dollars (\$10.00). A receipt showing proof of operation shall be required to qualify as a neutered/spayed dog.
- B. A duplicate license may be obtained upon payment of a five dollar (\$5.00) replacement fee.
- C. Not more than two (2) dog licenses shall be issued to one household.
- D. The license fee shall not be required for seeing eye or governmental police dogs.
- E. Upon acceptance of the license application and fee, the city shall issue a durable tag stamped with an identification number. The owner shall attach the tag to a collar or harness for the animal and see that the collar and the tag are constantly worn. Failure to attach the tag to the dog as provided in this subsection shall constitute a violation of this Title.
- F. Dog tags shall not be transferable from one dog to another. No refunds shall be made on any dog license fee for any reason.

- G. No person shall remove or cause to be removed, the collar, harness, or tag from any licensed dog without the consent of the owner or custodian of the dog except a licensed veterinarian, law enforcement officer or animal control officer who removes such for medical or other reasons.

6.12.020: FEMALE DOGS IN HEAT:

Any owner or custodian of any female dog in heat shall, in addition to restraining such dog from running at large, cause such dog to be constantly confined in a building or secure enclosure so as to prevent it from coming into contact with other dogs and creating a nuisance, except for planned breeding.

6.12.030: GUARD AND SENTRY DOGS:

- A. All owners or trainers shall, in addition to the other requirements of this Title, comply with the standards set forth in subsection B of this section.
- B. Whenever any dog is used as, or is being trained to be a guard or sentry dog:
 - 1. Register the dog as such on the license form.
 - 2. A dog in training must be confined at all times in its kennel, run or training area unless it is under leash control of its handler. A perimeter fence at least six feet (6') high must be installed to encircle the training and kennel area. This fence must also have anti-climbers added. Fences must be maintained escape proof.
 - 3. Runs must have at least six foot (6') high fences completely surrounding them to which are to be added anti-climbers, or the top must be completely covered. All gates and entrances to the runs, kennel and training area must be kept locked when not in use.
 - 4. When the training period for any guard or sentry dog is completed and it is actually being used as a guard or sentry dog, the above specified requirements shall continue.

6.12.040: KENNELS LICENSE:

No person, family, partnership or corporation shall operate a commercial animal establishment, animal shelter, or maintain, house or keep more than two (2) dogs at the same address or location without first obtaining a

kennel license. The fee for a kennel license shall be fifty dollars (\$50.00). The procedure for obtaining a kennel license shall be as follows:

- A. No kennel shall be approved in any zone in the City except RA-1, IM, A-1, GC-1.
- B. It is unlawful for any person, family, partnership or corporation to operate a kennel or other commercial animal establishment without first obtaining a permit and a business license in compliance with this section. The premises shall be inspected by the animal control officer to determine whether or not the establishment meets the requirements of this chapter. He shall certify that such is the case. The certificate shall be a condition precedent to issuance of a kennel permit or business license. This permit, along with the required business license fee, will allow the applicant to be granted a license to operate a kennel.
- C. The City shall promulgate regulations for the issuance of permits and shall include requirements for humane care of all animals and for compliance with the provisions of this chapter and other applicable laws. The city shall amend such regulations from time to time as deemed necessary for public health and welfare and for the protection of animals.
- D. Permits shall be renewed annually and an inspection by the animal control officer will be necessary before a renewal can be granted by the city. Renewals may be applied for thirty (30) days prior to and up to sixty (60) days after the start of the calendar year.
- E. No kennel permit is transferable.
- F. Every facility regulated by this chapter shall be considered a separate enterprise and requires an individual permit.
- G. No fee shall be required of any veterinary hospital, animal shelter, or government operated zoological park. All "kennels", as defined in section 6.04.010 of this Title, shall in addition to the other requirements of this chapter, comply with the following minimum standards. Failure to meet these standards shall constitute grounds for denial or revocation of a permit:
 - 1. Enclosures must be provided which shall allow adequate protection against weather extremes. Floors of buildings, runs and walls shall be of an appropriate material as required by the specific breed of dog and also to permit proper cleaning and disinfecting.

2. Adequate ventilation shall be maintained and an appropriate temperature provided as required by the specific breed of dog housed therein.
3. Each animal shall have sufficient space to stand up, lie down and turn around without touching the sides or tops of cages.
4. Runs shall provide an adequate exercise area and protection from the weather.
5. All animal quarters and runs are to be kept clean, dry and in a sanitary condition.
6. The food shall be free of contamination, palatable and of sufficient nutritional value as to meet the normal daily requirements for the condition and size of the animal.
7. Fresh water is to be available at all times. Water vessels shall be mounted or secured in a manner that prevents tipping and be of the removable type.

6.12.050: PLACES PROHIBITED TO DOGS:

It shall be unlawful for any person to take or permit any dog, whether loose or on a leash or in arms, in or about any establishment or place of business where food or food products are sold or displayed, including but not limited to restaurants, grocery stores, convenience stores, meat markets, and fruit or vegetable stores. This Section shall not apply, however, to seeing eye dogs, hearing dogs or dogs owned by government agencies.

6.12.060: DOGS ATTACKING PERSONS AND ANIMALS:

- A. It shall be unlawful for any dog to attack, chase, or worry any person, any domestic animal having a commercial value, or any species of hoofed protected wildlife, or to attack domestic fowl. Worry as used in this section shall mean to harass by excessive barking, growling, tearing, biting, or shaking with the teeth.
- B. The owner or custodian of any dog in violation of Subsection (A) above shall be strictly liable for violation of this Section. In addition to being subject to prosecution under Subsection (A) above, the owner or custodian of such dog shall also be liable in damages to any person injured or to the owner of any animal(s) injured or destroyed thereby.

- C. Any person may kill a dog while it is committing any of the acts specified in Subsection (A) above, provided, however, that such persons do so in a safe manner without endangering people, other animals or property.
- D. The provisions of this section do not apply to dogs used for law enforcement purposes by the Police Department or other public law enforcement agencies.

CHAPTER 6.16

RABIES CONTROL

SECTION:

- 6.16.010: Bites: duty to report
- 6.16.020: Rabies Vaccination Required
- 6.16.030: Quarantine and Disposition of Biting or Rabid Animals

6.16.010: **BITES: DUTY TO REPORT:**

- A. The owner of an animal that bites a person and any person bitten by an animal shall report the bite to the Police Department or the County Health Department within twenty-four (24) hours of the bite, regardless of whether or not the biting animal is of a species subject to rabies.
- B. Any person having knowledge of any individual or animal having been bitten by an animal of a species subject to rabies shall report the incident immediately to the Police Department or to the County Health Department.
- C. A physician or other medical personnel who renders professional treatment to a person bitten by an animal shall report to the Police Department within twenty-four (24) hours of his first professional attendance the fact that he has rendered professional treatment to a bite victim. He shall report the name, sex and address of the person bitten as well as the type and location of the bite. If known, he shall give the name and address of the owner of the animal that inflicted the bite and other facts that may assist the Investigating Officer in ascertaining the immunization status of the animal.
- D. Any person treating an animal bitten, injured or mauled by another animal shall report the incident to the Police Department. The report shall contain the name and address of the owner of the wounded, injured or bitten animal, the name and address of the owner and description of the animal which caused the injury, and the location of the incident.
- E. Any person having knowledge of the whereabouts of an animal known to have been exposed to, or suspected of having rabies, or of an animal or person bitten by such a suspect animal, shall notify the Police Department, the County Health Department or the State Division of Health.

6.16.020: RABIES VACCINATION REQUIRED:

- A. The owner or custodian of a dog or cat four (4) months of age or over shall have the animal vaccinated within thirty (30) days after it reaches this age. Unvaccinated dogs or cats over four (4) months of age which are acquired by the owner or brought into the City shall be vaccinated within thirty (30) days of acquisition or of being moved into the City.
- B. It shall be unlawful for any person or persons to own, keep, harbor or possess or to have in his or her care, charge or custody, any dog or cat four (4) months of age or over unless such dog or cat has a current and valid rabies vaccination administered by any duly qualified and licensed veterinarian, with a rabies vaccine approved by the State Department of Health for use in dogs and cats. Such vaccination shall be repeated at intervals specified by the State Department of Health in order to maintain adequate immunity.
- C. This provision shall not apply to veterinarians or kennel operators temporarily maintaining on their premises animals owned by others, provided said animals are not kept for more than thirty (30) days.
- D. The provisions of this section with respect to vaccination shall not apply to any animal remaining within the City for less than thirty (30) days. Such animals shall be kept under strict supervision of the owner. It shall be unlawful to bring any animal into the City which does not comply with all applicable animal health laws and import regulations.
- E. It shall be the duty of each veterinarian, when vaccinating any animal for rabies, to complete a certificate of rabies vaccination (in duplicate) which includes the following information:
 - 1. Owner's name and address.
 - 2. Description of animal (breed, sex, markings, age, name).
 - 3. Date of vaccination.
 - 4. Rabies vaccination tag number.
 - 5. Type of rabies vaccine administered.
 - 6. Manufacturer's serial number of vaccine.
- G. A copy of the certificate shall be distributed to the owner and the original retained by the issuing veterinarian. The veterinarian and the owner shall retain their copies of the certificate for the interval between vaccinations specified in this section. Additionally, a metal or durable plastic rabies vaccination tag, serial numbered, shall be securely attached to the collar or harness of the animal. An animal not wearing such tag shall be deemed

to be unvaccinated and may be impounded and dealt with pursuant to the provisions of this Title.

6.16.030: QUARANTINE AND DISPOSITION OF BITING OR RABID ANIMALS:

- A. An animal that has rabies or shows signs of having rabies and every animal bitten by another animal affected with rabies or that has been exposed to rabies shall be reported by the owner or custodian of such animal as set forth above and shall immediately be confined in a secure place by the owner or custodian.
- B. The owner of any animal of a species subject to rabies which has bitten another animal or person shall immediately surrender the animal to an authorized official upon demand. Any person authorized to enforce the provisions of this Title may enter upon private property to seize the animal. If the owner refuses to surrender the animal, the officer shall immediately obtain a search warrant authorizing seizure and impoundment of the animal.
- C. Any animal of a species subject to rabies that bites a person or animal or is suspected of having rabies may be seized and quarantined for observation for a period of not less than ten (10) days by any law enforcement officer or animal control officer. The owner of the animal shall bear the cost of confinement. The animal shelter shall be the normal place for quarantine, but other arrangements, including confinement by the owner, may be made by the Police Department if the animal had a current rabies vaccination at the time the bite was inflicted or if there are other special circumstances justifying an exception. A person who has custody of an animal under quarantine shall immediately notify the Police Department if the animal shows any signs of sickness or abnormal behavior, or if the animal escapes confinement. It shall be unlawful for any person who has custody of a quarantined animal to refuse to allow an Officer to make an inspection or examination during the period of quarantine. If the animal dies within ten (10) days from the date of the bite, the person having custody shall immediately notify the Police Department or immediately remove and deliver the head to the State Health Laboratory to be examined for rabies. If, at the end of the ten (10) day quarantine period, the Police Department examines the animal and finds no sign of rabies, the animal may be released to the owner; or, in the case of a stray, it shall be disposed of as provided in this Title.
- D. In the case of an unvaccinated animal of a species subject to rabies which is known to have been bitten by a know rabid animal, the bitten or exposed animal shall be immediately destroyed unless the owner of the

animal complies with the following subsection. If the owner is unwilling to destroy the bitten or exposed animal, the animal shall be immediately isolated and quarantined for six (6) months under veterinary supervision, the cost of such confinement to be paid in advance by the owner. The animal shall be destroyed if the owner does not comply herewith.

- E. In the case of a rabies-vaccinated animal which is known to have been bitten by a known rabid animal, the bitten or exposed animal shall be re-vaccinated within twenty-four (24) hours and quarantined for a period of thirty (30) days following re-vaccination. If the animal is not re-vaccinated within twenty-four (24) hours, the animal shall be isolated and quarantined under veterinary supervision for six (6) months. The animal shall be destroyed if the owner does not comply with this subsection.
- F. It shall be unlawful for any person to remove any quarantined animal from the place of quarantine without written permission from the Police Department.

CAPTER 6.20

MISCELLANEOUS ANIMAL REGULATIONS

SECTION:

- 6.20.010: Dead Animals
- 6.20.020: Driving Animal on Streets
- 6.20.030: Animal Fights
- 6.20.040: Manure Accumulations
- 6.20.050: Wild Animals
- 6.20.060: Performing Animal Exhibitions
- 6.20.070: Trespassing of Fowl

6.20.010: **DEAD ANIMALS:**

It is unlawful for the owner of any animal or fowl that shall die or be killed within the limits of the City, to fail to remove or bury the carcass of such animal within ten (10) hours after its death; provided, that no horse, cow, ox or other large animal shall be buried within the closely inhabited portions of this city. It shall also be unlawful to dispose of the carcass or offal of any animal in violation of State law or City ordinance.

6.20.020: **DRIVING ANIMALS ON STREETS:**

Every person who drives any herd or band of horses, cattle, sheep or other animals of one hundred (100) or more, over or upon any public streets of this city, except by permission and according to the direction of the Police Department, is in violation of this section.

6.20.030: **ANIMAL FIGHTS:**

- A. It shall be unlawful for any person to in any manner whatever encourage or urge dogs or any other animals or fowl to fight or to urge them after they commence to fight.
- B. It shall be unlawful for any person to raise, keep or use any animal for the purpose of fighting or baiting or for any person to knowingly permit the use of his buildings, shed, rooms, yard, grounds or premises for such purposes.

- C. Law enforcement officers and animal control officers may enter any building or place where there is an exhibition of fighting or baiting of a live animal, or where preparations for such an exhibition are being made, and may arrest persons present there and take possession of all animals engaged in fighting or kept for fighting or baiting, and may impound all paraphernalia used in connection therewith. This paragraph shall not be interpreted to authorize a search or arrest without a warrant when such is required by law.

6.20.040: MANURE ACCUMULATIONS:

It is unlawful for any person having charge of any stable, stall, shed, apartment, coop or yard in which animals or fowl shall be kept, or in any place within the limits of the City in which manure or liquid discharges of any animal or fowl shall accumulate or collect, to permit such stable, stall, apartment, coop or yard to be kept in any unclean or unsanitary condition.

6.20.050: WILD ANIMALS:

- A. It shall be unlawful for any person to sell, offer for sale, barter, give away, keep or purchase any wild animal, except that the City animal shelter, a zoological park, veterinary hospital, humane society shelter, public laboratory, circus, sideshow, amusement show, or facility for education or scientific purposes may keep such an animal if protective devices adequate to prevent it from escaping or injuring the public are provided. Persons raising members of the mustelidae species as a business for pelts, however, shall not be prohibited from doing so by this section.
- B. It shall be unlawful for any person to keep an animal of a species prohibited or protected by any regulation or law of Utah County, the State of Utah or the United States.

6.20.060: PERFORMING ANIMAL EXHIBITIONS:

- A. No performing animal exhibition or circus shall be permitted in which animals are induced or encouraged to perform through the use of chemical, mechanical, electrical or manual devices in a manner which will cause, or is likely to cause, physical injury or suffering. Rodeos are excluded.
- B. All equipment used on a performing animal shall fit properly and be in good working condition.

6.20.070: **TRESPASSING OF FOWL:**

It is unlawful for any owner of any domestic fowl, such as turkeys, ducks, geese, peacocks or chickens to permit such fowl to trespass upon the premises of another within the City.

CHAPTER 6.24

VIOLATION; PENALTY

SECTION:

6.24.010: Violation; Penalty

6.24.020: Severability

6.24.010: **VILOATION; PENALTY:**

Any person violating any provisions of this Title, shall be guilty of a class B misdemeanor, and shall be subject to a fine in an amount not to exceed one thousand dollars (\$1,000.00) or imprisonment for a period not to exceed six (6) months, or by both such fine and imprisonment. The City may also order the animal associated with a violation of this Title either destroyed or removed from the City. Each day a violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

6.24.020: **SEVERABILITY:**

If any provision, clause, sentence or paragraph of this Title or the application thereof to any person or circumstance shall be held to be invalid, such invalidity shall not affect the other provisions or applications of this Title, which can be given effect independent from the invalid provision or application, and to this end the provisions of this Title are hereby declared to be severable.